

**Village of Volente Regular Council Meeting,
Tuesday, February 17, 2009, 7:00 P.M.
at VVFD and Community Center, 15406 FM 2769, Volente, Texas**

A. Call to order and Announce a Quorum is Present. Meeting was called to order at 7:04 PM. Present were Jan Yenawine, Fred Graber, Brian Nasky, Gary Murphy and Justine Blackmore-Hlista. Lee Bass was absent. Attorney Tom Buckle and Engineer David Simons were also present.

B. PLEDGE TO THE FLAG and reading of Village Vision Statement:
Mayor Yenawine led the pledge to the flag and Justine Blackmore-Hlista read the Vision statement.

C. VISTOR/CITIZENS FORUM: Cherry Raley, Booth Circle resident, expressed concern about the loose dog situation in Volente stating that in the last four years her family and her have been frightened, bitten, and her dogs attacked while walking and working in her own yard. She has spoken to several citizens that stated they had complained to the Village. She feels that dogs should be on a leash and under the control of their owner or in their own yards.
Bob Raley, Booth Circle resident, then stated that he understood that there is a leash law in Travis County but that the Village had opted out of it. He felt that the Village has a liability if something bad happens.

D. Representative from Pedernales Electric to give update on activities in the area. Sonny Ponce of Pedernales Electric presented franchise check of \$3441.16 and also talked about March 2 being deadline for Scholarship application that PEC awards to a High School Senior.

E. CONSENT AGENDA: Justine Blackmore-Hlista made a motion to approve consent items 1, 2, and 4. Brian Nasky seconded. All agreed. Item # 3 was moved to regular agenda for discussion.

1. Minutes of the January 20, 2009 Council Meeting
2. Financial Statement & Balance sheet
3. Setting date, time, procedure and communication for spring cleanup. This item was taken off of the consent agenda and discussed on the regular agenda. The date will be March 28. Justine Blackmore-Hlista made a motion to do the clean up day and have TX Disposal assist and possibly the sheriff dept to help with traffic and illegal dumping. Brian Nasky seconded. All agreed. Will get the cost estimates.
4. Call May 2009 Election Resolution

F. REGULAR AGENDA:

6. Discussion and possible action regarding Pedernales ROW options and update of meeting with the Hammonds regarding the Preserve and PDD.

Brian Nasky made a motion to direct Village Attorney Tom Buckle, to get the easement to Travis County and Fish and Wildlife. Justine Blackmore-Hlista seconded. All agreed. PEC representative Pete Brooks stated that the upgrade would leave the existing facilities as they are and keep the same poles, same size lines and will not neglect what is already in place.

Updated information regarding the PDD is that variances from the PDD are being requested and probably will be on P&Z and Council agendas next month.

7. Discussion and possible action on recommendations from the Planning & Zoning Commission regarding:

a) Draft Ordinance Prohibiting Windmill Energy within Village.

Commissioner Judy Graci stated that there are so many variables for a hobbyist that the Commissioners decided to prohibit them and let individuals come before Council for variance. Village attorney stated could put it in a special use ordinance. This item was tabled until next meeting.

b) Proposed Joint Meeting for presentation of native plantings for our area. Will get dates and bring back to Council next month.

c) Review and update for Comprehensive plan & ordinances.

Commissioner Allison Thrash asked Council for guidance for a process of reviewing the Comprehensive plan. Brian Nasky stated it is not in the budget to hire assistance for updating the Comprehensive plan and ordinances. Suggested looking at the land use section and utilities section.

d) Code of Ethics and conflict statements and six month goals of commission. P&Z signed a code of ethics and conflict statements. Mayor Yenawine suggested that Council also sign a code of ethics.

8. Discussion and possible action to explore funding from the Texas Water Development Board for studying regional water source alternatives and planning for Volente's future water needs.

Judy Graci stated she had contacted the TX Water Development Board and that there are grants available. She suggested that a feasibility study for the Village and an independent review of sources of water for the BCRUA Project. Fred Graber made a motion to direct Commissioner Graci to draft and email to the TX Water Development Board with Brian Nasky seconding. All agreed. She will report at next months meeting.

9. Discussion and possible action on direction to Planning & Zoning regarding:

a) **Site Development Section 33.343 (p) (4) Location of New Wells.**

Justine Blackmore-Hlista made a motion to direct P&Z to conform to LCRA revised rules regarding location of new wells. Fred Graber seconded. All agreed.

10. Discussion and possible action regarding the variance given to Time Warner allowing two new poles to service property at 8122 Lime Creek

Ruan Lourans informed Council that Time Warner would not install the two new poles so that he could have internet access due to the five year term that Council put on the poles. Time Warner advised Mr. Lourans that he would only need

one new pole instead of two. Justine Blackmore-Hlista made a motion to allow the use of the existing utility poles and add one new pole to service Calavan Estates only. Brian Nasky seconded with all in agreement. Council directed Village Attorney to send a letter to Time Warner.

11. Discussion and possible action to implement an interlocal with VVFD for regulations and enforcement. No action

12. Follow up report and possible action regarding:

a) **Withholding installation of power to homes until Certificate of Occupancy issued.** Justine Blackmore-Hlista made a motion to adopt a procedure that a permanent power can not be turned on until a certificate of occupancy is issued. Brian Nasky seconded. All agreed.

b) **Road repairs and bid letters.** Brian Nasky listed road repairs to be done throughout the Village stating that the plan is to do two or three areas at a time. Council had already authorized the drainage repair on Lime Creek Rd. Justine Blackmore-Hlista made a motion to advertise for bids in the paper with Brian Nasky seconding. All agreed.

c) **Tree trimming completion on Lakeview St.** Completed

d) **Council year in review chart.** Mayor asked that Council review for next meeting.

e) **Follow up report and possible action regarding the proposed response letter by Council Member Blackmore-Hlista to the BCRUA concerning major concerns and questions that the Volente council and/or public have raised that have yet to be addressed.** Justine Blackmore-Hlista presented council with draft letter to be sent to all three cities. Brian Nasky made a motion to approve the draft to be sent with Fred Graber seconding. All agreed.

13. Discussion and possible action to appoint Ruan Lourens to the Planning & Zoning Commission. Justine Blackmore-Hlista made a motion to appoint Ruan Lourens to the commission. Brian Nasky seconded. All agreed

14. Discussion and possible action to create a communication vehicle to share proposed pipeline information with citizens of the Village.

Fred Graber suggested to Council that the committee would like to create a post card to reach out to the village. It was decided that a postcard would be mailed for the pipeline information and not a newsletter. A postcard will also be sent informing of the upcoming election in May.

15. Discussion and possible action to create and launch a Village newsletter. See item # 14.

16. Future Meetings and agenda items.

a) Regular Meeting Date will be March 24, 2009 due to spring break falling on the third week of March.
Items will be: Animal Control, road repair bids, Certificate of Occupancy procedure, windmill energy special use ordinance and Council review chart.

G. Adjourn: Justine Blackmore-Hlista made a motion to adjourn with Brian Nasky seconding. All agreed. Meeting adjourned at 9:40 P.M.

PASSED AND APPROVED THIS _____ DAY OF MARCH, 2009.

Jan Yenawine, Mayor

Jennifer Zufelt, City Secretary